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2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA

5 RONALD F. GREENSPAN,

No. C 05-02816 SI

6 Plaintiff,

ORDER RE: DOCUMENT RETENTION

7 v.

8 TOWER C. SNOW, JR.,

9 Defendant.

10
11 Now before the Court is defendant's request for a protective order to prevent plaintiff, trustee for the
12 bankruptcy estate of Brobeck, Phleger & Harrison, LLP, from destroying approximately 40,000 administrative
13 files belonging to the Brobeck estate. In a letter brief dated October 4, 2005 (Docket #3), defendant
14 represents that the trustee has two motions pending in bankruptcy court that would allow it to destroy the
15 documents at issue. The first such motion seeks permission to enter into settlement agreements with two
16 document storage facilities that currently house the administrative files. These settlement agreements would
17 expressly provide that the document storage facilities would be "under no obligation to continue to store or
18 maintain [Brobeck's administrative] files and [would be] free to destroy or dispose of them." Def. Br. at 1.
19 The second motion seeks to abandon the estate's interest in the administrative files. Both of the trustee's
20 motions are currently scheduled to be heard on October 13, 2005.

21 The trustee has not yet responded to defendant's letter brief. In order to ensure that the documents
22 at issue are preserved until both parties have the opportunity to be heard on the issue, the Court hereby
23 ORDERS plaintiff to maintain the documents until further order of this Court.

24 **IT IS SO ORDERED.**

25 Dated: October 7, 2005

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27 SUSAN ILLSTON
United States District Judge